

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 4 1973

Returned to applicant for correction.....

Corrected application filed.....

Map filed SEP 4 1973

The applicant Diamond Land and Cattle Company  
% Chilton Engineering  
of 421 Court Elko, County of.....

State of Nevada 89801, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Thomas H. Gallagher, Dorothy S. Gallagher, Gordon Garrett, R. D. Damele and Charles Damele, Jr.,  
a co-partnership

1. The source of the proposed appropriation is Garden Valley Creek, aka  
Name of stream, lake or other source.  
Henderson Creek

2. The amount of water applied for is 20 cfs second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in-reservoir give number of acre-feet 890 acre feet acre-feet

3. The water to be used for Irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 600 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SE 1/4 NW 1/4, Sec. 31, T.26N.,

R. 51E., M.D.M., at a point from which the NW corner of Section 6,  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
T.25N., R.51E., M.D.M. bears S. 24° 50' W. 3595.00 feet  
it should be stated.

6. Place of use SEE ATTACHED LIST  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.  
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) construct earthfill dam to a height  
of 24 feet which will impound 890 acre feet of water. Plans and  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.  
Specifications will be submitted as required.

9. Estimated cost of works.....\$160,000.00
10. Estimated time required to construct works.....2 years
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all notices and correspondence to:

627 Court, Elko, Nevada 89801

Applicant claims vested right to waters to be irrigated under this Application. Map filed in support of Application to store is made a part hereof.

Applicant Diamond Land & Cattle Company

11/6/73 prot. by Joe Pieretti

Overruled 3/21/74 Ruling #1952

By.....s/Mark Chilton

Agent

Compared.....cm:bs

1k/cm

421 Court

Elko, Nevada 89801

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 20.0 cubic feet per second but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....November 13, 1974

Proof of commencement of work shall be filed before.....December 13, 1974

Work must be prosecuted with reasonable diligence and be completed on or before.....November 13, 1975

Proof of completion of work shall be filed before.....December 13, 1975

Application of water to beneficial use shall be made on or before.....November 13, 1978

Proof of the application of water to beneficial use shall be filed on or before.....December 13, 1978

Map in support of proof of beneficial use shall be filed on or before.....December 13, 1978

Commencement of work filed.....DEC 20 1974

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. FEB 8 1977

CANCELLED  
OF APPLICANT TO COMPLY WITH THE COUNTY RECORDS OF PERMIT

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 13th day of May

A.D. 19 74

*Roland D. Westergard*  
State Engineer